

1  
2  
3  
4 IN THE UNITED STATES DISTRICT COURT  
5 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
6 SAN FRANCISCO DIVISION

7  
8 JOHN R. MONTEMAYER,

No. C 12-03292 RS

9 Plaintiff,

**CASE MANAGEMENT  
SCHEDULING ORDER**

10 v.

11 HD SUPPLY MANAGEMENT, INC. and  
DOES 1-100,

12 Defendants.  
13 \_\_\_\_\_/

14 Pursuant to Rule 16(b) of the Federal Rules of Civil Procedure, the parties attended a  
15 Case Management Conference on September 27, 2012. After considering the Joint Case  
16 Management Statement submitted by the parties and consulting with the attorneys of record for  
17 the parties and good cause appearing, IT IS HEREBY ORDERED THAT:

18 1. ALTERNATIVE DISPUTE RESOLUTION.

19 PRIVATE MEDIATION. Within the next 120 days the parties, if possible, should  
20 engage in private mediation of this matter.

21 2. DISCOVERY.

22 On or before March 29, 2013 all non-expert discovery shall be completed by the parties.  
23 Discovery shall be limited as follows: (a) ten (10) non-expert depositions per party; (b) five (5)  
24 expert depositions; (c) thirty-five (35) interrogatories per party, including all discrete subparts;  
25 (d) thirty-five (35) document requests; and (e) thirty-five (35) requests for admissions.  
26 Defendants will additionally have two (2) independent medical exams.  
27  
28

1           3.     EXPERT WITNESSES. The disclosure and discovery of expert witnesses and  
2 opinions shall proceed as follows:

3           A.     On or before April 30, 2013, parties will make initial expert disclosures in  
4 accordance with Federal Rule of Civil Procedure 26(a)(2).

5           B.     On or before May 21, 2013, parties will designate their supplemental and rebuttal  
6 experts in accordance with Federal Rule of Civil Procedure 26(a)(2).

7           C.     On or before June 14, 2013, all discovery of expert witnesses pursuant to Federal  
8 Rule of Civil Procedure 26(b)(4) shall be completed.

9           4.     FURTHER CASE MANAGEMENT CONFERENCE. A Further Case  
10 Management Conference shall be held on **May 2, 2013 at 10:00 a.m.** in Courtroom 3, 17th  
11 Floor, United States Courthouse, 450 Golden Gate Avenue, San Francisco, California. The  
12 parties shall file a Joint Case Management Statement at least one week prior to the Conference.

13          5.     PRETRIAL MOTIONS. All pretrial motions must be filed and served pursuant to  
14 Civil Local Rule 7. All pretrial motions shall be heard no later than July 25, 2013.

15          6.     PRETRIAL CONFERENCE. The final pretrial conference will be held on  
16 **August 29, 2013 at 10:00 a.m.**, in Courtroom 3, 17th Floor, United States Courthouse, 450  
17 Golden Gate Avenue, San Francisco, California. Each party or lead counsel who will try the  
18 case shall attend personally.

19          7.     TRIAL DATE. Trial shall commence on **September 9, 2013 at 9:00 a.m.**, in  
20 Courtroom 3, 17th Floor, United States Courthouse, 450 Golden Gate Avenue, San Francisco,  
21 California.

22           IT IS SO ORDERED.

23  
24 DATED: 9/28/12



RICHARD SEEBORG  
United States District Judge

CASE MANAGEMENT SCHEDULING ORDER